

**TARTER KRINSKY & DROGIN LLP**

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New York, New York 10018  
(212) 216-8000  
Scott S. Markowitz, Esq.

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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FRANK H. FINKEL, JOSEPH A. FERRARA SR., :  
MARC HERBST, THOMAS PIALI, :  
CHRISTOPHER O. WARD, GARY LA :  
BARBERA, THOMAS GESUALDI, LOUIS :  
BISIGNANO, AND ANTHONY PIROZZI, as : Civil Action No.: 08-972  
Trustees and Fiduciaries of the Local 282 Welfare :  
Trust Fund, the Local 282 Pension Trust Fund, the :  
Local 282 Annuity Trust Fund, the Local 282 Job :  
Training Trust Fund, and the Local 282 Vacation :  
and Sick Leave Trust Fund, :  
: Plaintiffs, :  
- against - :  
: :  
FUSELLA GROUP, LLC, GERARDO P. :  
FUSELLA and VINCENT J. FUSELLA, :  
: :  
Defendants. :  
-----X

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK )  
ss.:  
COUNTY OF NEW YORK )

Karen Menendez, being duly sworn, deposes and says:

I am over the age of eighteen, not a party to the action, and reside in the County of  
Queens, State of New York.

On August 3, 2011, I served a true copy of the **Order Permitting Tarter  
Krinsky & Drogin LLP to Withdraw as Counsel for the Defendants and Setting a Further  
Pre-Trial Status Conference** by depositing a true copy thereof, enclosed in a post-paid wrapper,

in an official depository under the exclusive care and custody of the U.S. Postal Service,  
addressed to the following persons at the last known address set forth after their names:

Vincent J. Fusella 11 Fox Run Drive East Hanover, New Jersey 07936	Gerardo P. Fusella 3 Andover Lane East Hanover, New Jersey 07936
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/s/ Karen Menendez

Karen Menendez

Sworn to before me this  
12th day of August, 2011

/s/ Steven Troup

Steven Troup  
Notary Public, State of New York  
No. 02TR-4731552  
Qualified in New York County  
Commission Expires Feb. 28, 2015